



PATENT
Customer No. 22,852
Attorney Docket No. 01288.0016-00

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)
)
CAROLYN ELIZABETH LISTER et al.) Group Art Unit: 1638
)
Serial No.: 09/890,064) Examiner: Georgia L. Helmer, Ph.D.
)
Filed: October 31, 2001) Confirmation No.: 4565
)
For: TRANSFORMATION AND)
REGENERATION OF ALLIUM)
PLANTS) **SMALL ENTITY**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Applicants appeal to the Board of Patent Appeals and Interferences from the Examiner's decision mailed November 3, 2005. The fee for a six month extension of time was charged to the undersigned's account with the IDS and Amendment After Final submitted to the Office on April 17, 2006. Accordingly, Applicants believe that no additional extension of time is necessary for filing this Notice. If, however, a fee is due in connection with this filing, Applicants request that the Office charge the fee to Deposit Account No. 06-0916.

05/04/2006 JADD01 00000006 09090064

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The items checked below are appropriate:

1. ☒ A fee to cover time extension to May 3, 2006, was charged to our Deposit Account on April 17, 2006.

2. ☒ The Appeal Fee of \$250.00 for a small entity
☒ is enclosed or ☐ is to be charged to Deposit Account No. 06-0916
3. ☒ A check for \$250.00 (small entity) to cover the above fee is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: May 3, 2006

By: James P. Kastenmayer
James P. Kastenmayer
Reg. No. 51,862